

ORIGINALUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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ELECTRONICALLY FILED
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S. Stanton, Jr.

MICHAEL BHIM, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

OVERSEAS SHIPHOLDING GROUP,
INC., MORTEN ARNTZEN, and MYLES
R. ITKIN,

Defendants.

No. 12 Civ. 07938-LLS

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT
PREJUDICE PURSUANT TO FED. R. CIV. P. 41(a)(1)(A)**

NOTICE IS HEREBY GIVEN that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A), Plaintiff Michael Bhim hereby voluntarily dismisses the above-captioned action, without prejudice as to all defendants, and without further notice. As grounds therefore, Plaintiff states that: (1) no defendant has filed an answer or a motion to dismiss; (2) this dismissal will not bind or prejudice any party or member of the putative class; and (3) a similar action is pending in the United States District Court for the Southern District of New York, entitled *Porzio v. Overseas Shipholding Group, Inc., et al.*, Case No. 12 Civ. 07948-SAS. The parties shall bear their respective costs.

Dated: December 7, 2012
New York, New York

Respectfully submitted,

**POMERANTZ GROSSMAN HUFFORD
DAHLSTROM & GROSS LLP**

/s/ Jeremy A. Lieberman

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Attorneys for Plaintiff

~~NO ORDER~~

Louis L. Stanton
U.S.D.J.
12/11/12 J

CERTIFICATE OF SERVICE

I, Jeremy A. Lieberman, counsel for Plaintiff, hereby certify that on December 7, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses of all counsel of record in this action.

/s/ Jeremy A. Lieberman
Jeremy A. Lieberman